

03-05-2001

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101626288 TRADEMARKS ONLY

ER SHEET

U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

2-26-01

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

St. Francis Medical Technologies, Inc.

- Individual(s) Association
General Partnership Limited Partnership
[X] Corporation - State
Other

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies):

Name: St. Francis Medical Technologies, Inc.

Address: 1900 Bates Avenue, Suite L
Concord, CA 94520

- Individual(s) Citizenship
Association
General Partnership
Limited Partnership
[X] Corporation - State Delaware
Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designation must be a separate document from Assignment.)
Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

- [X] Assignment Merger
Security Agreement Change of Name
Other

Execution Date: February 1, 2001

4. Application number(s) or registration number(s):

- A. Trademark Application No.(s)
75/577,522 75/884,520
75/648,928 75/921,686
75/884,522 76/134,229
75/884,521 76/162,259

B. Trademark Registration No.(s)



Additional numbers attached? Yes [X] No

02-26-2001

U.S. Patent & TMO/TM Mail Rpt Dt. #64

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Sheldon R. Meyer

Address: Fliesler, Dubb, Meyer & Lovejoy LLP
Four Embarcadero Center, Suite 400
San Francisco, CA 94111

Telephone: (415) 362-3806

03/02/2001 DBYRNE 00000161 75577582

01 FC:481
02 FC:482

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6. Total Number of applications and registrations involved: 8

(\$40 first mark per document; \$25 second and subsequent marks in same document.)

7. Total fee (37 CFR 3.41).....\$ 215.00

[X] Check Enclosed

8. [X] Authorized to charge any additional fees or credit any overpayment to Deposit Account No. 06-1325. (A duplicate copy of this authorization is not enclosed.)

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Sheldon R. Meyer

Attorney or Agent

Reg. No. 27,660

Signature

Date

2/22/01

10. Total number of pages comprising cover sheet: 3

Attorney Docket No.: KLYC-0000US0 SRM
Customer No. 23910
sm/klyc/assign-TM.record.wpd

**MEMORANDUM OF
ASSIGNMENT OF TRADEMARK AND GOODWILL**

Dated: February 1, 2001

WHEREAS, St. Francis Medical Technologies, Inc. ("Assignor"), a Nevada corporation, organized and existing under the laws of the State of Nevada, having its principal place of business at 1900 Bates Avenue, Suite L, Concord, CA 94520, was the owner of all right, title and interest in and to the trademarks, the trademark registrations and trademark applications listed in Exhibit A, attached hereto and incorporated herein by reference, and the goodwill associated therewith, and the portion of the business associated therewith; and

WHEREAS, St. Francis Medical Technologies, Inc. ("Assignee"), a Delaware corporation, having a business address of 1900 Bates Avenue, Suite L, Concord, CA 94520, was desirous of acquiring all right, title and interest in and to the above trademarks, the trademark registrations and the trademark applications listed on Exhibit A, along with the goodwill of the business and the portion of the business associated therewith;

NOW, THEREFORE, this Memorandum memorializes that for good and valuable consideration, the receipt of which was acknowledged, Assignor sold, transferred, conveyed and assigned unto Assignee, its entire right, title and interest in and to the above trademarks, trademark applications, and trademark registrations, and the goodwill of the business and the portion of the business in connection therewith, all effective as of the effective date of the formation of the Assignee as a legal entity.

ASSIGNOR

**St. Francis Medical Technologies, Inc.
A Nevada Corporation**

By: _____

Name: Henry A. Klyce

Title: President

ASSIGNEE

**St. Francis Medical Technologies, Inc.
A Delaware Corporation**

By: _____

Name: Henry A. Klyce

Title: President

Exhibit A

KIXC - U.S. Trademarks

Date of Report: 1/22/2001

Docket No. Ctry Types Status Cur App Dt Cur App No Cur Reg D Cur Reg No Renewal Expires

KIXC-01023US0 US Z Filed 10/27/1998 75/577,522
Mark: X-STOP

KIXC-01025US0 US Z Filed 2/26/1999 75/648,928
Mark: EXTENSION STOP

KIXC-01037US0 US Z Filed 1/3/2000 75/884,522
Mark: SPINE STENT

KIXC-01038US0 US Z Filed 1/3/2000 75/884,521
Mark: STENX

KIXC-01039US0 US Z Filed 1/3/2000 75/884,520
Mark: STENX

KIXC-01042US0 US Filed 2/17/2000 75/921,686
Mark: CURVED LINE AND CIRCLE DESIGN

KIXC-01042US1 US Z Filed 9/22/2000 76/134,229
Mark: CURVED LINE AND CIRCLE DESIGN

KIXC-01050US0 US Z Filed 11/8/2000 76/162,259
Mark: IPD

KIXC - Foreign Trademarks

Docket No. Ctry Types Status Cur App Dt Cur App No Cur Reg D Cur Reg No Renewal Expires

KIXC-01039JP0 JP Z Filed 9/21/2000 2000-103229
Mark: STENX

KIXC-01039JP1 JP Z Filed 9/27/2000 2000-105902
Mark: STEN X and Design

KIXC-01042JP0 JP Filed 9/27/2000 2000-105903
Mark: CURVED LINE AND CIRCLE DESIGN

RECORDED: 02/26/2001

REEL: 002244 FRAME: 0249